File No. 81

1910.

Collection No.

Impose Restrictions

CB
7/3/47

Pros. Serial Nos. 20–41

Subject.

Acquisition by the Military authorities of the building of the Bible & Tract Societies and the grant to the Societies of a triangular piece of land between St. Mark's church and St Mark's Road to erect a new building.

Previous References.

Later References.

S. 97. (Blue).

DCFP—6788&P—(0-1085)—10 3-30—1,00,000.

File No. 81 of 1911

81.20

81.21

81.22

R. P. B.—4-1910.—3,000.

RESIDENT'S OFFICE.

Note Sheet.

Petition of March 1911 from certain residents of Cubbon Road, Cooke Town
Letters Nos. 6389 & 6440 dated 15th & 16th March 1911
from the President, Mil. Court of Affairs & Cantt. Mil. Secy.
Cooke Town.

SUBJECT.

Construction by the military authorities of a building in front of No. 25 Cubbon Road.

If approved, Sl. Nos 20 & 21 ~~22~~ might be forwarded to the H. C. & S. for the consideration of the G. O. C. & for the favour of his remarks. ~~approval~~ ~~construction is called for at present as Sl. No. 22. The military may probably recent~~ ~~this~~ Submitted for favour of orders.

A.
29/3/11

Rest.

2. You might like to read these pp through before to-morrow, when the matter might again be discussed. It would be handy for perhaps to Brig General Cookson into the particulars, as he is leaving so shortly. Sd

the matter is one of some urgency.

(10) PBLW.
20/3

Margin for binding not to be written on.

We spoke of this at the meeting today. There seems to be nothing to be done at the present stage unless the rival authorities ask us if & whether they are or are not entitled to build on the site.

I understand Col. Reynolds will write to us after the Authorities have visited the land in question.

21/3

4. We ought perhaps to reply to Mr. Simpson's petition, but then may wait Col. Robertson's letter.

PBLW 21/3

NOTES—continued

Margin for binding not to be written on.

69
M 23

W. 6503 of 20 March 1911 from the President, Municipal Commissioners, c.o. the Station.

5. With the above endorsement a petition similar to the one already received with W. No. 20 is forwarded, but numerously signed — the present nuisance being called [illegible]. The official letter referred to in the margin of para 2 of note may be consulted.

Yes.
MBW
28/3

27/3/11

27/3/11

D. O. letter of the 29th March 1911 from the A.C.R.S., Bangalore.

6. It will be seen from note on S.O. W. 69 that it was considered undesirable for the Sanitary Officer to express an opinion on the point raised. The Assistant Resident, however, intended to speak to Col. Reynolds on the matter. The official letter referred to in the margin of page 2 of note has not yet been received.

S.24

Fly A.

Submitted for favour of orders.

1/4/11

1/4/11

Registrar

I think the d/o letter might issue.

MBW
3/4

(7)

S. 2.—R. P. B.—10-1910.—3,000.

Issued vide No 2069 of 4-4-11

(6)

Letter N. 32 dated the 5th April 1911 from the President, Municipal Commissioners, C & Station

A 26

Margin for binding not to be written on.

8. The orders since issued pursued on the memorial addressed to the Resident some time ago, & we are waiting a communication from the A.C.R.E as to whether the land is required for civil or military. As matters thus stand, a memorial addressed to the Govt of India has been received. This memorial cannot be passed on until the previous memorial to the Resident has been disposed of. Moreover, the memorial to the Govt of India has not been forwarded in accordance with para 3 of the memorial rules contained in Home Dept notification N. 147 of the 19 January 1905. It would perhaps be as well to obtain officially the views of the G.O.C in the matter, see Nos 20, 21, 22, 23 & 26 being sent in original.

S.26

9. With reference to para 2 of Mr Richards letter of the 3rd April 1911, it may be mentioned that, since Sir Donald Robertson's orders, the Collectors letter of the 18 June 1902 was filed.

Submitted for favour of orders.

A.S. 6/4/11

(10) Action may be taken as at A. The A.C.R.E Seems unwilling to have it in his charge

8/4

Draft letter is submitted for approval.

A.S. 8/4/11

Issued N. 493/11-4-11 (A 26)

Notes—continued

Margin for binding not to be written on.

(67)

S.28

Letter N. 1925 dated the 15th April 1911 from the A.C.R.S. Bangalore.

11. The question of lending grenades for the Volunteer Sergeant Instructor in front of mess Simpsons house on Cubbon Road is being referred to the Govt. Solicitor by the Military authorities & the matter is to be referred for the orders of the Govt. of India - no action appears to be taken called for at this stage - If approved a copy of the A.C.R.S's letter (with endorsement) may be forwarded to the Collector & President, Municipal Commissioners, for information with reference to the correspondence ending with President's letter N. 32 of 3rd April 1911.

If does not seem desirable to communicate this to the Municipality at this stage.

~~Draft endorsement is prepared for approval.~~

18/4/11

The Govt. may perhaps be disposed to speak about cases of N.J.O.C.'s & Drs. Bds.

It seems necessary to give some reply to the memorialists.

18/4/11

I understand that work has been stopped pending the orders of higher authorities. If this is so, all that Sayaji Rao is to write from the memorialists

6

What the matter is under consideration.
We should presumably be consulted in the matter. I have endeavoured to make the A.C.R.E. here officially the question as to whether the land is civil or military, but apparently he will not do so.

Regd. MBW. 1/4

If work has really been stopped, it will be useful to report as proposed

DD 2/4

No 24750/25-4-11.

A.C.R.E. (early)

Would you kindly note if work has been stopped pending orders from C.R.E. We have begun a reply to the petitioners

MBW 25/4

Genl No 22820 26.4.11.

No 2137 A 26th April 1911.

DMO.

Work has not actually ~~stopped~~ been going on very slowly so as not to prejudice the Military claim

Margin for binding not to be written on.

(67) C.

10

Margin for binding not to be written on.

make it hardly worth while to ask for such an order. We may as well consider it Military until it is proved not to be so, & then take any action that may be necessary to secure it, if title still vested.

3. Will you please reply to the Petitioners that the matter is under consideration.

28.4.11

Regd.

Please see receipt below & Speak.

MBW 30/4

A.C.R.E.

If we assume the Land to be Military then we have the reason for interference. Our last letter certainly gives strong prima facie evidence that it is Military, & I think we may go on that assumption. I propose therefore to reply that as it appears that the Land is in the occupation of the Military authorities & the Rest. sees no reason to interfere on behalf of these petitioners, who should address the Military authorities in the matter. The G.O.C. can then reply that the matter is under consideration & give any answer he thinks fit.

Glos. 2367 2.5.11.

MBW 1/5

Local Govt. for such petitions as the C. in C. wishes to be informed of before

pro. 2610 01-5-11.

Notes—continued.

Margin for binding not to be written on.

(63)

9

Unless however it has been absolutely decided
to proceed with the project, there seems to be
no need for us to give an pronouncement
in the matter & we can reply to the
petitioners that the matter is under consideration
In this case I wd suggest your stopping
work until you references to the G.M.C. &
Govt Solicitor have been answered. Temporary
stoppage of work on these grounds PWB
will not prejudice your right 28/4
to build.

F.W.T.

In view of your last para: I
will have work stopped temporarily.
The result of the reference to the
Govt Solicitor is being referred to
you today.

2. The conditions you proposed
in your S/O of 4.4.4 attach
to any order handing sea over
the land (assuming it to be Crown

No. 2239 D 2nd May 1911

11

Notes-continued.

Margin for binding not to be written on.

F.H.N. —

I concur

ARB
2.5.11

Rest.

Please see the foregoing notes. I propose acting accordingly. The Registrar knows the case thoroughly & might submit a draft for your approval which I could then issue. The petition & the Viceroy's (also the telegram) may be returned under the rules.

MBW
4/5

× Mr is personally in Bangalore - they may be returned to him.

2. Draft submitted for approval.

7/5/11

I have made some slight alterations, which seem to me to be necessary, in the draft marked B. The reasons for the alterations are stated in the margin.

7/5

The draft is approved as revised by me.

MBW 9/5

P.T.O.

R. P. B.—7-09.—2,000.

12

Margin for binding not to be written on.

Dr Ad. Clerk

please submit to Dr. Mgr.

In reply from Mr Peters & Mr Young endorsed Secretary Dr Mgr & Young also in regard to Mr. K. Ld in original in body - Mr Peters please send to Secretary

Mgr

Sec. 30 may also be forwarded to the A.C.R.B for disposal. Mgr
Compl. letter is submitted for approval -

Mgr.
9/5

H.
9/5/11

Issued nos 2862-2866 & 12-5-1911 | Blo 32-34

1 59

R. P. B.—4-1910.—8,000.

RESIDENT'S OFFICE.

Note Sheet.

File No. 91 of 1910

8.35

Letter No. 3052 *dated* 14th June 1911

from the H.C.R.S., Bangalore.

SUBJECT.

Sites for new buildings for the Bible & Tract Societies, Bangalore.

The letter of which a copy is required by the H.C.R.S. will be found in page 37 of the printed Compilation first up. The letter, by itself, will not be much use. If approved, the Compilation may be forwarded & its early return asked for.

Draft letter submitted for approval.

Fly D

(Draft 214/492)

17/6/11

17/6/11

19/6.

Issued No 3651 dt 21.6.911

R 36

2 (58)

R. P. B.—4-1910.—3,000.

RESIDENT'S OFFICE.

Note Sheet.

File No. 61/1910

8.41

Spl note Letter No. 3385 dated 4-9-11
from the A.C.R.S, Bangalore.

SUBJECT.

Site for new buildings for the Bible & Tract Societies, Bangalore.

With reference to para 2 of the A.C.R.S's note, the Land Requisition Act provides for payment of compensation in money, though the Collector may, with the sanction of the Local Govt make arrangements with the persons concerned for the grant of other lands in exchange. There is no provision in the Act which binds a person to accept compensation in shape of lands or any thing else. It would appear however that the proposed compensation is to be offered on the recommendation of the Collector who presided at the meeting at the Residency on the 4-9-11. If any of the note may be pleased to give any necessary orders in continuation of this office endorsement No. 3678 of the 23-June 1911.

Draft submitted for approval.

H.S.
7/7/11

7/7/11

Issued vide No. 4072 dated 11th July 1911

Section 31(3) of Act X of 1894

as a matter of grace since the society's buildings is on military land which is liable to resumption for military purposes on payment of the cost of the buildings

S.41

120

MUNICIPAL OFFICE
8 - MAR 1911
CIVIL & MILITARY STATION, BANGALORE

(46

Bangalore, March 1911.

To

RESIDENT'S OFFICE
BANGALORE.
Regd. No. 1628
Date of Receipt 16/3/11
File No. 87/1910

The Hon'ble Colonel HUGH DALY,

C.S.I., C.I.E.,

BRITISH RESIDENT,

BANGALORE.

Through the Collector & President, C & M Station, Municipal Commission. Bangalore.

The Humble Petition of the Landlords, and residents of Cubbon Road and Infantry Lines, BANGALORE.

No 6353 of 13/3/11

Most Respectfully Sheweth:—

1. That petitioners' Civil Rights are seriously threatened by the arbitrary action of the Military Authorities in assuming to themselves the right to build upon the plot of open ground—North of Cubbon Road. This open ground has been in existence ever since the Cantonment was laid out in or about 1809, and has been all along in undisputed use by the public. No Rights were reserved by the Military Authorities.

Petitioners respectfully invite reference to Col. Grant's (then Capt. Grant) detailed Survey Report, who under the orders of Government, was specially appointed to carry out the Survey of the Station. Upon this Survey Report a conference was held in or about 1870. It was then determined that the land in-extenso lying along the North of Cubbon Road, (interrupted only by the Place of Arms of the 101st. Grenadiers and The Kirk), was *Public Waste Lands*, and not *Military Waste Lands*, and is described as such in the records of the Station.

Petitioners beg leave to state that *even now* the Land in question and under reference here, is not known or recognised as *Military Land*, nor does the map that is maintained in the A. C. R. E.'s Office record the same as Military Land, hence petitioners are at a loss to assign a reason, or to understand under what authority the Military Department has attempted to build upon it.

Petitioners can no where find the inclusion of this land as Military property, *Vide* Government of India Notification No. 3955/I.A. dated the 29th December 1879, (Foreign Department). This notification clearly defines both the Lands and Buildings that are the exclusive properties of the Military authorities.

Petitioners respectfully invite reference to the voluminous correspondence that took place in the 1850s, between the Military and the Civil, when the rights of the latter were in conflict with the former. The out come of that correspondence, was, orders dated 1857 from the Government of India and the Government of Madras, "Giving to the Civil absolute control over all idle lands "and with the guarantee that no man's just title will be "infringed, that there should be no needless interference

Submitted the general subject is already under correspondence with Military 13/3/11

President, Municipal Commission, Civil & Military Station Bangalore.

Your Petitioners depend and rely upon your sense of justice, for which you are so well-known, and beg you will be pleased to go into the subject matter of this petition, and protect their rights by granting them their prayer. Bangalore is not purely a Military Station, it is also a Civil Station. Civil rights, your Petitioners respectfully submit, cannot and ought not to be subordinated to Military rights. Your Petitioners beg leave to say that hitherto the settled policy has been to place the Civil and Military population on an equal footing, and your Petitioners confidently trust that their Civil rights will not be allowed to be overridden by a fanciful plea of Military exigency.

For which act of kindness and justice your Petitioners as in duty bound shall ever pray.

B. J. Rumalingam

Hajie Mahomed Hajee
Aboobacker Sait & Co.
Sidick Sait

S. Thuraisingam Agent
for 18 Cubbon Road &
38 Infantry Road.
Wolf Bailie
Akbar Ali & Co.
Hajee Abdulla Hajee Aboobacker & Co.
Ameer Hussain Read
Yunus Sait
Bibby Cairn
E. V. Walker
B. L. Lingiah
H. B. Mylvaganam
for R. C. S. (England)
L. Ramasawmy Chetty.
Wadsworth
Aldridge Salmon & Co. Ltd
Home & General Merchants
M. Thomson 26 Cubbon Road

H.O. 4
—1,500—16—4—1910.
6

No. 6389
Gen: 2

CIVIL AND MILITARY STATION, BANGALORE,

MUNICIPAL OFFICE,

DATED 15 March 1911

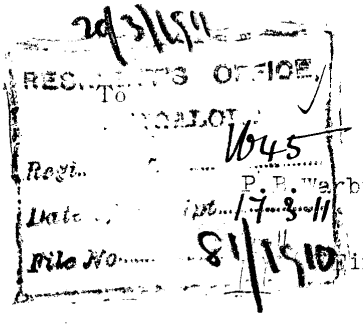
17/3

FROM

F. J. RICHARDS, ESQUIRE, M. A., I. C. S.,

President, Municipal Commission,

C. & M. Station, Bangalore.



TO

P. R. Warburton Esquire I.C.S.,

First Assistant to the Resident in Mysore,

Bangalore.

SIR,

R 13.

In continuation of this office No.5594 dated 1st February 1911, I have the honor to state that the Municipal Commission have at their Ordinary meeting held on the 28th February 1911 resolved that the erection of new buildings along Cubbon Road by the Military authorities be strongly opposed as proposed by Mr.R.W.Simpson, Municipal Commissioner and that Government be asked to transfer the land in question to the Municipality.

2. I enclose copies of Mr.Simpson's proposition and the Resolution of the Commission on the subject for favour of orders of the Hon'ble the Resident.

I have the honor to be,
Sir,
Your most obedient servant,

for President, Municipal Commission,
Civil and Military Station, Bangalore.

15-3-11

(49)

21(b)

Proceedings of an Ordinary Meeting dated 28th February 1911.

---

23. Proposition by Mr.R.W.Simpson, Municipal Commissioner, that the erection of New Buildings along Cubbon Road by the Military authorities be strongly opposed; the Standing Committee suggest that Government be asked to transfer the land in question to the Municipality, under section 73(f) Bangalore Municipal Law.

The proposition, Viz, that the erection of new buildings along Cubbon Road by the Military authorities be strongly opposed, was seconded by Mr. C.N. Suryanarayana Rao and carried. The suggestion of the Standing Committee that Government be asked to transfer the land in question to the Municipality was also put to the meeting and carried.

(Sd) F.J.Richards
President.

Copy

A. Clarke

Secretary.

15-3-11

22

R. P. B.—4-05—500.

No. 6440

183(48)

OFFICE OF THE COLLECTOR, & Resident
Mil Comm
CIVIL AND MILITARY STATION, BANGALORE.

Dated 16th March 1911.

FROM

F. J. Richards, Esq., I. C. S.,
COLLECTOR, & Resident Mil Comm
CIVIL AND MILITARY STATION,
BANGALORE.

1670
08-3-11

To

P. B. Warburton, Esquire, I.C.S.,
FIRST ASSISTANT TO THE HONOURABLE THE RESIDENT
IN MYSORE.

SIR,

In continuation of my letter No: 6389 dated 15 March 1911, I have the honor to submit a copy of a letter just received from Mr. R. W. Simpson embodying the words of a

costs that may be awarded.

(2) Is the land on which the building is to be located Military Land or Imperial Civil Land? It is alleged in the memorial submitted that the land is not Military Land, it is, I submit, time that an authoritative declaration on the point should be made.

3. Mr. Simpson is not anxious to plunge into litigation and if he does, I think there is room for doubt as to whether Government would be wise to contest the suit. It is possible that court costs and damages might total more than the cost of acquiring some existing building. The buildings now occupied in the Cubbon Road by the 102nd Grenadiers have been suggested as a possible site for the Bangalore Rifle Volunteers' Armoury and Sergeants' quarters.

I have the honor to be,

Sir,

Your most obedient servant,

Collector and
President, Mun. Comm.

17/3/11

45

25, Cubbon Road,
Bangalore,
15th March 1911.

From

Mr. R. W. Simpson

Municipal Commissioner,

No. VI Division, C & S Station.

To

The Collector

C & M Station, Bangalore.

Sir,

I beg to state that I have just despatched to the Private Secretary H.E. the Viceroy a telegram to the following effect "Military authorities are encroaching on "Civil rights in building on waste land opposite Civilians "house. Objections launched remain undisposed of. Notice " of suit against Secretary of State given 6th February no "reply received. No suit can be filed till expiry of two "months. Meantime excavation started to-day. Military "have no title to land. Civilians expensive properties "will be shut in and depreciate in value. Not a question "of Military exigency. Humbly pray that Local Government "might be asked to submit to the Government of India pend-"ing papers including local Municipal Resolution and public "protests." Separate memorial follows. "Further pray "interim order stopping work". Copy of this sent to Collector". and to request you will kindly take the necessary steps to have the same confirmed.

I have the honor to be,
Sir,
Your most obedient servant,
(Sd) R.W. Simpson
Municipal Commissioner,
VI Division, C & M Station.

Copy
H. Clarke
Secretary

89/15-3-11

BANGALORE.
Registered No. 1783
Date of Receipt 23/8/11
Date of Issue 8/11/11
MUNICIPAL OFFICE
15 MAR 1911
CIVIL & MILITARY STATION

Bangalore, 15th March 1911.

To

The Hon'ble Colonel HUGH DALY,

C.S.I., C.I.E.,

BRITISH RESIDENT,

BANGALORE.

Through the Collector & President, Municipal Commission, Ca. Station, Bangalore

The Humble Petition of the Landlords, and residents of the C. & M. Station, BANGALORE.

MOST RESPECTFULLY SHEWETH:—

1. That petitioners' Civil Rights are seriously threatened by the arbitrary action of the Military Authorities in assuming to themselves the right to build upon the plot of open ground—North of Cubbon Road. This open ground has been in existence ever since the Cantonment was laid out in or about 1809, and has been all along in undisputed use by the public. No Rights were reserved by the Military Authorities.

Petitioners respectfully invite reference to Col. Grant's (then Capt. Grant) detailed Survey Report, who under the orders of Government, was specially appointed to carry out the Survey of the Station. Upon this Survey Report a conference was held in or about 1870. It was then determined that the land in-extenso lying along the North of Cubbon Road, (interrupted only by the Place of Arms of the 101st. Grenadiers and The Kirk), was *Public Waste Lands*, and not *Military Waste Lands*, and is described as such in the records of the Station.

Petitioners beg leave to state that *even now* the Land in question and under reference here, is not known or recognised as *Military Land*, nor does the old map that is maintained in the A. C. R. E.'s Office record the same as Military Land, hence petitioners are at a loss to assign a reason, or to understand under what authority the Military Department has attempted to build upon it.

Petitioners can no where find the inclusion of this land as Military property, *Vide* Government of India Notification No. 3955/I.A. dated the 29th December 1879, (Foreign Department). This notification clearly defines both the Lands and Buildings that are the exclusive properties of the Military authorities.

Petitioners respectfully invite reference to the voluminous correspondence that took place in the 1850s, between the Military and the Civil, when the rights of the latter were in conflict with the former. The out come of that correspondence, was, orders dated 1857 from the Government of India and the Government of Madras, "Giving to the Civil absolute control over all idle lands "and with the guarantee that no man's just title will be "infringed, that there should be no needless interference

No 6503/23
Submitted.
The general subject is already under Correspondence
Recd. Mr. Gr.
C. M. Sh.
15.3.11

"with the Civil Residents of that great C. and M Station, "Bangalore."

Petitioners beg to state that all the facts, as stated, trend to the conclusion that the Vacant sites along the Cubbon road cannot be claimed by the Military authorities either by right, use, or possession. It will also be apparent that the action of the Military authorities, in proposing to build upon the land under reference, and perhaps eventually upon other Vacant sites, must depreciate the valuable buildings in their immediate vicinity, which buildings have been made more costly by additions and improvements to harmonise with their surroundings. The proposed action of the Military authorities now virtually amounts to a breach of faith with the Civil Residents, whose energy and money has made Bangalore the pretty and popular station it is.

Petitioners beg to further state that should the Military authorities be permitted to erect the buildings under contemplation, they would be put to serious loss and naturally would seek means for protecting themselves against any act that tends towards depreciation of their properties. They pray for even handed justice. The Civilian has greater claim at your hands for protection against Military might which is not necessarily right.

Again Petitioners beg leave to say that the erection of any buildings upon open spaces stands condemned and is opposed to the general policy of the local Government and the Municipal administration, who are at present engaged with the serious question of avoiding congestion in several localities. To erect more buildings in the vicinity of other buildings and where a sufficient number already stand, means curtailment of breathing area, vitiation of the atmosphere, and aggravation of insanitary surroundings.

Petitioners beg respectfully to suggest, with a view to a considerable saving, that the Vol. Armoury and the Sergeant Instructors be accommodated in the several buildings that are about to be set free by the removal of the 101st Grenadiers, while the Armoury could be sold to the Bible and Tract Society.

In conclusion your petitoners seriously question the right of the Military Authorities to appropriate and build upon the said vacant ground which they aver was never the absolute property of the Military or of Government. Even granting that the said land did at one time belong to the said authorities, the same by non-user for over a period of 60 years, has ceased to be the property of Government and cannot now be utilised in the manner proposed, to the prejudice of your petitioners' rights and interests and of the public at large.

(42)

Your Petitioners depend and rely upon your sense of justice, for which you are so well-known, and beg you will be pleased to go into the subject matter of this petition, and protect their rights by granting them their prayer. Bangalore is not purely a Military Station, it is also a Civil Station. Civil rights, your Petitioners respectfully submit, cannot and ought not to be subordinated to Military rights. Your Petitioners beg leave to say that hitherto the settled policy has been to place the Civil and Military population on an equal footing, and your Petitioners confidently trust that their Civil rights will not be allowed to be overridden by a fanciful plea of Military exigency.

For which act of kindness and justice your Petitioners as in duty bound shall ever pray.

For SPENCER & Co, Ltd.

Manager.

Rungasawmy

Muthuraguramay

C. Appadoray Pathar

B. Moonesawmy Pillay

Y. Emanapragasachary

A Amaladas Achary.

J. J. Innayarajer Achary

T. Thyrasawmy Tavoor

C. R. Bale

D Williams

Ramachendrassa Pher.

J Swigamayer.

R. Sonadarasam

B. Supathium Mudr.

Thy amiachachary

C. V. Thomisse

B. Thomisawmy

J. Jagalle

Thanasawmy

Wm Vanderlaven

J. G. Thamiswami Mudr

C. M. Dorhanam

Abdulcadur

C. S. Lingam

Emanpragasaver

W. Narayana Pher.

A. D. S

J. J. Pillay

Lutchmanan

Abdul Karim

K. S. Doraisawmy Mudliar

L. Venkatesa Mudliar

Thangavelle Mudr.

Rajendrum Pillai

John Peters

U. S. Johns

W. T. Bridle

Joseph

J. V. Beschervelle

Chinnasawmy Mudr.

Muhammad Hoosain

Saleh

Mitchamahamadh

Ibrahim Saib

M. D. Jakhoob.

(41)

Bangalore, 3rd March 1911.

To

The Hon'ble Colonel HUGH DALY,

C.S.I., C.I.E.,

BRITISH RESIDENT,

BANGALORE.

The Humble Petition of the Landlords, and residents of the C. & M. Station, BANGALORE.

MOST RESPECTFULLY SHEWETH :—

1. That petitioners' Civil Rights are seriously threatened by the arbitrary action of the Military Authorities in assuming to themselves the right to build upon the plot of open ground—North of Cubbon Road. This open ground has been in existence ever since the Cantonment was laid out in or about 1809, and has been all along in undisputed use by the public. No Rights were reserved by the Military Authorities.

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Petitioners respectfully invite reference to the voluminous correspondence that took place in the 1850s, between the Military and the Civil, when the rights of the latter were in conflict with the former. The out come of that correspondence, was, orders dated 1857 from the Government of India and the Government of Madras, "Giving to the Civil absolute control over all idle lands "and with the guarantee that no man's just title will be "infringed, that there should be no needless interference

" with the Civil Residents of that great C. and M. Station, " Bangalore."

Petitioners beg to state that all the facts, as stated, trend to the conclusion that the Vacant sites along the Cubbon road cannot be claimed by the Military authorities either by right, use, or possession. It will also be apparent that the action of the Military authorities, in proposing to build upon the land under reference, and perhaps eventually upon other Vacant sites, must depreciate the valuable buildings in their immediate vicinity, which buildings have been made more costly by additions and improvements to harmonise with their surroundings. The proposed action of the Military authorities now virtually amounts to a breach of faith with the Civil Residents, whose energy and money has made Bangalore the pretty and popular station it is.

Petitioners beg to further state that should the Military authorities be permitted to erect the buildings under contemplation, they would be put to serious loss and naturally would seek means for protecting themselves against any act that tends towards depreciation of their properties. They pray for even handed justice. The Civilian has greater claim at your hands for protection against Military might which is not necessarily right.

Again Petitioners beg leave to say that the erection of any buildings upon open spaces stands condemned and is opposed to the general policy of the local Government and the Municipal administration, who are at present engaged with the serious question of avoiding congestion in several localities. To erect more buildings in the vicinity of other buildings and where a sufficient number already stand, means curtailment of breathing area, vitiation of the atmosphere, and aggravation of insanitary surroundings.

Petitioners beg respectfully to suggest, with a view to a considerable saving, that the Vol. Armoury and the Sergeant Instructors be accommodated in the several buildings that are about to be set free by the removal of the 101st Grenadiers, while the Armoury could be sold to the Bible and Tract Society.

In conclusion your petitoners seriously question the right of the Military Authorities to appropriate and build upon the said vacant ground which they aver was never the absolute property of the Military or of Government. Even granting that the said land did at one time belong to the said authorities, the same by non-user for over a period of 60 years, has ceased to be the property of Government and cannot now be utilised in the manner proposed, to the prejudice of your petitioners' rights and interests and of the public at large.

Your Petitioners depend and rely upon your sense of justice, for which you are so well-known, and beg you will be pleased to go into the subject matter of this petition, and protect their rights by granting them their prayer. Bangalore is not purely a Military Station, it is also a Civil Station. Civil rights, your Petitioners respectfully submit, cannot and ought not to be subordinated to Military rights. Your Petitioners beg leave to say that hitherto the settled policy has been to place the Civil and Military population on an equal footing, and your Petitioners confidently trust that their Civil rights will not be allowed to be overridden by a fanciful plea of Military exigency.

For which act of kindness and justice your Petitioners as in duty bound shall ever pray.

Thos. M. Lee
H. Lavender of D.L.H.
Felix Weaver
W. Barnard
C. B. Dudley
E. W. W. Knight
F. W. Harvey
L. Bowring
A. Lodge Police Supt. Civil Station
J. W. Simpson.
Edwin Scott.
J. Brown
D. G. Le Taylor
Ed. A. James
C. E. Espinado
J. E. Bates
W. A. Jones
A. R. Smith
Chas. Campbell

[illegible]

Hardie Lee

J. Richards Captain
(Retired)

D. Dunn

H. S. Haddock

J. Walton

A. W. D. Silva

James Watson

S. A. Swingle

J. Melers

M. Amaya
Landlord

H. Mundy

L. Gabriel

T. Doneand

L. S. Vaz

J. Forster

J. Wilkinson
Asst: Com[illegible] retired

[illegible]

C. P. M. Betts

J. Wooten

Geo. Lafcenais

H. Mitchell

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For which act of kindness and justice your Petitioners as in duty bound shall ever pray.

J. Mundell

H. J. Kelly.
W. W. Mathews
F. G. Fairchild
Geo. Surby
Geo. Wilkinson
C. Oakhurst
H. Johnson
A. Ross
Sam Prior
John Armstrong
J. G. Faulkner
L. C. Glynn
J. Rum.
J. Walter
R. Telfer

J. G. Hubbard. No 4 Bunsen Road.
A. Webster
Edw Mercer.

Daniel Moses Dcruz

M. Chandrasekaran

OFFICE OF THE COLLECTOR
BANGALORE
20 MAR 1911

Bangalore, *March 1911.*

To

The Hon'ble Colonel HUGH DALY,

C.S.I., C.I.E.,

BRITISH RESIDENT,

BANGALORE.

The Humble Petition of the Landlords, and residents of the C. & M. Station, BANGALORE.

MOST RESPECTFULLY SHEWETH :—

1. That petitioners' Civil Rights are seriously threatened by the arbitrary action of the Military Authorities in assuming to themselves the right to build upon the plot of open ground—North of Cubbon Road. This open ground has been in existence ever since the Cantonment was laid out in or about 1809, and has been all along in undisputed use by the public. No Rights were reserved by the Military Authorities.

Petitioners respectfully invite reference to Col. Grant's (then Capt. Grant) detailed Survey Report, who under the orders of Government, was specially appointed to carry out the Survey of the Station. Upon this Survey Report a conference was held in or about 1870. It was then determined that the land in-extenso lying along the North of Cubbon Road, (interrupted only by the Place of Arms of the 101st. Grenadiers and The Kirk), was *Public Waste Lands*, and not *Military Waste Lands*, and is described as such in the records of the Station.

Petitioners beg leave to state that *even now* the Land in question and under reference here, is not known or recognised as *Military Land*, nor does the map that is maintained in the A. C. R. E.'s Office record the same as Military Land, hence petitioners are at a loss to assign a reason, or to understand under what authority the Military Department has attempted to build upon it.

Petitioners can no where find the inclusion of this land as Military property, *Vide* Government of India Notification No. 3955/I.A. dated the 29th December 1879, (Foreign Department). This notification clearly defines both the Lands and Buildings that are the exclusive properties of the Military authorities.

Petitioners respectfully invite reference to the voluminous correspondence that took place in the 1850s, between the Military and the Civil, when the rights of the latter were in conflict with the former. The out come of that correspondence, was, orders dated 1857 from the Government of India and the Government of Madras, "Giving to the Civil absolute control over all idle lands "and with the guarantee that no man's just title will be "infringed, that there should be no needless interference

A. C. R. E's. OFFICE,

Bangalore, 29-3-1911.

29/3

My dear Darbyshire

Re Volunteer Secy.
Secretaries Qrs.

I see that this office
No 946 of 23.2.11 asked
whether building operations
of proposed Mr Simpson

RESIDENT'S OFFICE,
BANGALORE.
Register No. 1928
Date of Receipt 30/3/44
File No. 81/44

(34)

24

Ac. 19

R.P. B.—3-1910.—1,000.

(32)

RESIDENT'S OFFICE.

Serial No. 25

File No.

D.O. [DRAFT.]—For approval.

From

MAJOR W. G. GREY, I. A.,

1st Assistant to the Resident in Mysore.

To Lt Col. Reynolds

No 2067

D/4th April 1911.

D.24

D.19

(Private & Confl)

Your letter of the 24th March 1911 re the Legal Practitioners Qn. As I told you, we can give no definite reply to your No 946 D/ the 23rd Feb. To do so wd prejudice Col Daly's position from the judicial point of view. If we told you to stop drafting it merely on a Solicitor's letter it wd indicate that, in the Resident's opinion, your case was not a strong one, & this might weigh against you if a civil suit was filed & came up on appeal. Drafting it might

prejudice the Simpsons Case if
(as was the Contention) building.
In either case it places the Port
in an awkward position. The point
on which there appears to be uncertainty
is whether the Land is Civil or
Military. There seems to be no doubt
that it belongs to Govt. If it
is Civil, it would perhaps be better
to ask that the Land be handed
over to Govt. This I think, can be
done, but in any Official note
issuing from this Office we would
stipulate that such Cession was made
without prejudice to any claims which
might be put forward as to rights
of way or easement, or depreciation
to adjoining buildings by the owners of
adjoining house property.

H.O.
—1,500—16—4—1910.

26

No. 32

Jus: 3

CIVIL AND MILITARY STATION, BANGALORE,

MUNICIPAL OFFICE,

DATED 3rd April 1911

5/3

FROM

F. J. RICHARDS, ESQUIRE, M. A., I. C. S.,

President, Municipal Commission,

C. & M. Station, Bangalore.

PRESIDENT'S OFFICE,
BANGALORE
Register No. 2052
Date of Receipt 5-4-11
File No. 81/1960

P. S. Warburton Esquire, I.C.S.,

First Assistant to the Resident in Mysore,

SIR, Bangalore.

A.22

In continuation of my letter No. 6640 dated 16th March 1911 I have the honor to submit a further copy of the memorial of the Landlords and another memorial from Mrs Simpson & Others.

2. I find that this very question was raised in 1902 when it was proposed to build the Bangalore Rifle Volunteers Armoury in front of the house now owned by Mrs Simpson. What final orders were passed I have no records to show. The matter was referred by Mr. Lloyd to your office in Collector's number 1557 dated 18th June 1902.

81/1960

133/1960

(K)

I have the honor to be,
Sir,
Your most obedient servant,

A. Cecil

President, Municipal Commission,
Civil and Military Station, Bangalore.

RR 3/4/11

(29)

Bangalore, 25th March 1911.

To

The Hon'ble Colonel HUGH DALY,

C.S.I., C.I.E.,

BRITISH RESIDENT,

BANGALORE.

Through the Collector, Cantonment Station, Bangalore.

The Humble Petition of the Landlords, and residents of the C. & M. Station, BANGALORE.

MOST RESPECTFULLY SHEWETH :—

1. That petitioners' Civil Rights are seriously threatened by the arbitrary action of the Military Authorities in assuming to themselves the right to build upon the plot of open ground—North of Cubbon Road. This open ground has been in existence ever since the Cantonment was laid out in or about 1809, and has been all along in undisputed use by the public. No Rights were reserved by the Military Authorities.

Petitioners respectfully invite reference to Col. Grant's (then Capt. Grant) detailed Survey Report, who under the orders of Government, was specially appointed to carry out the Survey of the Station. Upon this Survey Report a conference was held in or about 1870. It was then determined that the land in-extenso lying along the North of Cubbon Road, (interrupted only by the Place of Arms of the 101st. Grenadiers and The Kirk), was *Public Waste Lands*, and not *Military Waste Lands*, and is described as such in the records of the Station.

Petitioners beg leave to state that *even now* the Land in question and under reference here, is not known or recognised as *Military Land*, nor does the map that is maintained in the A. C. R. E.'s Office record the same as Military Land, hence petitioners are at a loss to assign a reason, or to understand under what authority the Military Department has attempted to build upon it.

Petitioners can no where find the inclusion of this land as Military property, *Vide* Government of India Notification No. 3955/I.A. dated the 29th December 1879, (Foreign Department). This notification clearly defines both the Lands and Buildings that are the exclusive properties of the Military authorities.

Petitioners respectfully invite reference to the voluminous correspondence that took place in the 1850s, between the Military and the Civil, when the rights of the latter were in conflict with the former. The out come of that correspondence, was, orders dated 1857 from the Government of India and the Government of Madras, "Giving to the Civil absolute control over all idle lands "and with the guarantee that no man's just title will be "infringed, that there should be no needless interference

" with the Civil Residents of that great C. and M. Station, " Bangalore."

Petitioners beg to state that all the facts, as stated, trend to the conclusion that the Vacant sites along the Cubbon road cannot be claimed by the Military authorities either by right, use, or possession. It will also be apparent that the action of the Military authorities, in proposing to build upon the land under reference, and perhaps eventually upon other Vacant sites, must depreciate the valuable buildings in their immediate vicinity, which buildings have been made more costly by additions and improvements to harmonise with their surroundings. The proposed action of the Military authorities now virtually amounts to a breach of faith with the Civil Residents, whose energy and money has made Bangalore the pretty and popular station it is.

Petitioners beg to further state that should the Military authorities be permitted to erect the buildings under contemplation, they would be put to serious loss and naturally would seek means for protecting themselves against any act that tends towards depreciation of their properties. They pray for even handed justice. The Civilian has greater claim at your hands for protection against Military might which is not necessarily right.

Again Petitioners beg leave to say that the erection of any buildings upon open spaces stands condemned and is opposed to the general policy of the local Government and the Municipal administration, who are at present engaged with the serious question of avoiding congestion in several localities. To erect more buildings in the vicinity of other buildings and where a sufficient number already stand, means curtailment of breathing area, vitiation of the atmosphere, and aggravation of insanitary surroundings.

Petitioners beg respectfully to suggest, with a view to a considerable saving, that the Vol. Armoury and the Sergeant Instructors be accommodated in the several buildings that are about to be set free by the removal of the 101st Grenadiers, while the Armoury could be sold to the Bible and Tract Society.

In conclusion your petitoners seriously question the right of the Military Authorities to appropriate and build upon the said vacant ground which they aver was never the absolute property of the Military or of Government. Even granting that the said land did at one time belong to the said authorities, the same by non-user for over a period of 60 years, has ceased to be the property of Government and cannot now be utilised in the manner proposed, to the prejudice of your petitioners' rights and interests and of the public at large.

R. P. B.—9-1910.—6,000.

(26)

Serial No. 27
File No. 161/10

[DRAFT.]—For approval.

From P. B. Warburton Esqr. I.C.S.,
First Assistant to the Resident
in Mysore

To The Assistant Commanding Royal Engineer,
Bangalore

No 21938 Ens 12
Dt 11th April 1911.

Sir,

In continuation of this office endorsement No. 994 dated the 21st February 1911, I am directed to forward herewith, in original, the marginally noted papers regarding the erection by the building authorities of certain buildings on Cubbon Road, & request that the Resident may kindly be favoured with the views of the G.O.C. in the matter.

2. The return of the enclosures with your reply is requested.

I have, &c.,

First Asst. Resident.

A.16

A. 1.20, 21, 22, 23 & 26
Petition from certain residents of — March 1911

Letter No. 6389 of 15th March 11 from the President, Municipal Commissioners, Bangalore, with enclosures

Letter No. 6440 of 16th March 11 from the Chief Secretary to the President, Municipal Commissioners, with enclosures

Petition from certain residents of 15th March 1911 with a similar petition of 31st March 11

Letter No. 32 of 3rd April 11 from the President, Municipal Commissioners, with enclosures.

10.4.11.

H. S. [illegible] 11/4/11

(13)

Copy of a letter No.1698-M.W.S, dated 1-4-11, from the G.O.C. Bangalore, to the C.R.E. 9th. Divn. Ootacamund.

In reply to your No.1146-M.W.S., of 26th. March 1911, I have the honour to report as under:-

On 21st. October 1910 the Standing Barrack Committee was assembled to choose sites in the Civil and Military Station of Bangalore for quarters for certain European subordinates, amongst which were 2 Sergeant Instructors of the Bangalore Rifle Voluntee The G.O.C.Troops Bangalore did not concur in all the sites chosen but ordered the reassembly of the Committee to reconsider the sit for the quarters for the Sergeant Instructors Bangalore Rifle Volunteers.

2. The Committee accordingly reassembled on 2nd. November 1910 and rejecting the site they had previously suggested on Hospital Road as being too far from the Armoury, selected a site opposite the Armoury across Central Street at the corner where it joins the Cubbon Road. In selecting this site they were influenced by orders received from Army Hd. Qrs. that at least one Volunteer Sergeant Instructor was to live as close as possible to the Armoury. The site selected by the Comtee. was agreed to by the G.O.C.Troops Bangalore, and approved by the G.O.C.9th. Divn. in his No.4137-M.W.S., of 28th. Novr. 1910.

3. Mrs. D.M.Simpson thereupon protested to the Collector & President Municipal Commission who endorsed the protest to the Hon'ble the Resident in Mysore. The correspondence was sent on to this office and returned with a reply stating the facts somewhat as given above. It was also mentioned that the Comtee. also discussed another site to the West of the Armoury and rejected it, as any building there would have to be placed right in front of a bungalow, the site was somewhat restricted owing to the existence of two rights of way, and there would be difficulty in siting the latrines so as not to be a nuisance to the new quarters, or to the existing houses.

4. Rs 6000/- was then allotted for the quarters and a wire was sent to the Hon'ble the Resident (who was then in Coorg)

19

asking whether building on the approved site might proceed. He replied that as the case might come before him in his judicial capacity he was precluded from offering any advice. This office letter No.238-M.W.S. of 16th. Jany. 1911 was then written, and on receipt of your reply No.6-T of 28-1-11 materials were collected and ground broken. Mrs. Simpson was informed of the decision.

5. Mr. F.Shamiengar Advocate then wrote to the First Asst. to the Hon'ble the Resident. A copy of this letter dated 13th. Feby. 11 is attached, as it gives the heads of Mrs. Simpson's objections. A copy of the letter was forwarded to this office, and in my No.946 of 23-2-11 the Resident was asked if work was to be stopped or whether it could proceed. No reply has yet been received. Work has been practically stopped, only a few materials remain collected on the site.

6. The question of the boundaries of the Mily. lands in Bangalore has never been regularly settled. A list of builings and lands in the Civil & Mily. station Bangalore which were in the exclusive possession of the Mily. was published as Foreign Deptt. Notification No. 7955-I.A of 29th.December 1899, copy circulated with Govt. of India Mily. Deptt No.350-M.D. of 27--1-1900 (vide also Gezette of India dated 30-12-1899 page 1103). This list gave no boundaries or details and is only of assistance in identifying certain undefined localities as Mily. During the past year plans showing in colour all the Mily. lands have been sent to the Collector of the Civil & Mily. Station for verification. As this officer is also President of the Civil & Mily. Station Municipality he has verified & returned them as President and it is not known what legal value they would have. Boundary stones have been placed in position as the plans were verified and returned and it is intended to have all the lands surveyed and defined as laid down in A.R.I. Vol.II para 408 as soon as all the plans shall have been verified and returned. There are still one or two with the Collector and President Municipal Commission.

(19) Encl 29

30/4

1. A. F. Z2010.
Gratis - Departments.
Payment--Corps.

SUBJECT

No. 2184

Office of the Asst. Comdg. Royal Engineer,

Station Bangalore . *Date* 28th April 1911.

FROM

The Asst. Comdg. Royal Engineer,

Bangalore.

To

THE First Assistant to the Hon'ble the Resident,

in Mysore,

Bangalore.

Re: Mrs. Simpson's suit against the Military Authorities in regard to building on land North of the Cubbon Road.

Copies of the marginally noted correspondence are forwarded in reference to my endorsement No. 2137 of 26th.April 1911 on your file.

No.1482-...W.S. of 24-4-1911 from C.R.E. 9th. Divn. to G.O.C.Troops,Bangalore.
No.414 of 20-4-1911 from Government Solicitor to G.O.C. 9th. Division.

Lt.Colonel,R.E.,
A.C.R.E., Bangalore.
D.R.V.

28/4

ENCLOSURES:-

2 copies of letters.

17

Copy of a letter No.414, dated 20th.April 1911, from the Government Solicitor, to the C.O.C.9th. Division.

Re: suit instituted against the Secretary of State by Mrs. Simpson to restrain building on certain land at Bangalore.

I have the honour to return herewith the enclosures to your letter No.1227-M.W.S, dated the 12th.instant.

2. I am of opinion that building operations may be commenced and continued, and that Government should allow Mrs. Simpson to take such steps as she may think fit. Until the plaint has been filed I am not in a position to advise as to the Written Statement which will have to be filed in answer.

3. So far as I can judge from the papers sent me, I am of opinion that Mrs. Simpson has not a good cause of action against the Government.

"True copy",

S.A.M. Machado
28/4.
Head Clerk,
A.C.R.E's Office, Bangalore.
D.R.V.

M.T.
28/4

Ql.30

(15)

Bangalore,
20th April 1911.

From

Mrs. D. M. Simpson,
25, Cubbon Road.

To

P. B. Warburton, Esq., I.C.S.,
First Asst. to the Hon'ble the Resident
in Mysore.

Sir,

With reference to our Memorial to His Excellency the -- Right Hon'ble Baron Hardinge of Penshurst, P.C.,G.C.M.G., G.C.V.C.,G.C.B.,G.M.S.I.,G.M.I.E., the Viceroy and Governor General in Council, dated the 27th March 1911, I beg to request you will very kindly inform me what reply has been received, and what truth there is in the rumour that the Military Department are about to recommence building operations.

I shall esteem it a favour if you will kindly give us an early reply, as in the event of the Military Department resuming work, we are desirous of losing no time in submitting our appeal to the Secretary of State for India.

I would thank you in anticipation for the favour I ask, and at the same time, if the rumour is true, I am constrained to say that without any communication to us regarding our -- Memorial it seems strange that the Military Department should be permitted to start work, and more especially during the vacation of the Civil Courts of the Station when both the -- District and the appellate Judges are away, thus making it impossible for us to get even a temporary injunction.

I am, Sir,
Yours obediently,
(Sd.) D. M. Simpson.

K.M.
10.5.11.

O/C

(15) Sr. 31

Letter No.4584/1(Q.M.G.3), dated the 13th April 1911, from the Secretary to the Government of India, Army Department, to the Hon'ble the Resident in Mysore.

****

I am directed to forward, in original, the accompanying telegram, dated the 15th March 1911, from Mr. R. Simpson, House-Owner and Municipal Commissioner, Bangalore, to the Private Secretary to His Excellency the Viceroy, for favour of disposal. No action can be taken on the petition unless it is submitted through the proper channel.

&&&&&&&&&&&&

K.M.
10.5.11.

(4) 31/A

Telegram dated the 15th March 1911, from Mr. R. Simpson, House Owner and Municipal Commissioner, Bangalore, to the -- Private Secretary to His Excellency the Viceroy, Calcutta.

*****

Military authorities are encroaching on civil rights in building on waste land opposite civilians' house. Objections launched, remain undisposed of, notice of suit against Secretary of State given sixth February, no reply received, no suit can be filed till expiry of two months. Meantime excavation started today, Military have no title to land, Civilians' expensive properties will be shut in and depreciate in value, not a question of Military exigency, humbly pray that local Government be asked to submit to Govt. of India pending papers including local Municipal resolution and public protests, separate memorial follows. Pray further interim order stopping work. Copy of this sent to Collector.

&&&&&&&&&&&

K.M.
10.5.11.

should, if so advised, submit to the Military authorities any representations which they may wish to make in the matter. I am to request that you will inform the petitioners accordingly.

I have the honour to be,

Sir,

Your most obedient servant,

(Sd.) P. B. WARBURTON,
First Assistant Resident.

No. 2863-

Copy of the foregoing letter is forwarded herewith to the Assistant Commanding Royal Engineer, Bangalore, for the information of the General Officer Commanding, with reference to the correspondence ending with his letter No.2184, dated the 28th April 1911.

(Sd.) P. B. WARBURTON,

First Assistant Resident.

K.M.
10.5.11.

(10)

the Commander-in-Chief in India, who must be regarded as the "Local Government" in this case. I am therefore to request that you will kindly return the enclosed memorial with the suggestion that it may be forwarded as above -- indicated.

I have the honour to be,

Sir,

Your most obedient servant,

(Sd.) P. B. WARBURTON,

First Assistant Resident.

No. 2865.

Copy forwarded to the Assistant Commanding Royal -- Engineer, Bangalore, for the information of the General Officer Commanding.

(Sd.) P. B. WARBURTON,

First Assistant Resident.

K.N.
10.5.11.

O/C

RESIDENT'S OFFICE,
BANGALORE.
Register No. 3492
Date of Receipt 16-6-11
File No. 81/1910

SUBJECT No. 3052

I. A. F. Z2010.
Gratis—Departments.
Payment—Corps.

Office of the Asst. Comdg. Royal Engineer,

Station Bangalore, *Date* 14th June 1911.

FROM

The Asst. Comdg. Royal Engineer,

Bangalore.

To

THE First Assistant to the Hon'ble the Resident;

in Mysore,

Bangalore.

Sir,

With reference to previous correspondence on the subject of a site for new buildings for the Bible & Tract Societies, I have the honour to ask that you will be good enough to supply this office with a copy of the British Resident's letter to the Chief Secretary to the Government of Fort Saint George dated 8th. December 1815.

It is understood that this letter explains on what terms the Bible and Tract Societies hold their present premises and the General Officer Commanding Troops would like to see what these terms are.

I have the honour to be,
Sir,
Your obedient servant,

Lt. Colonel, R.E.,
A.C.R.E., Bangalore.
D.R.V. 14-6-11.

OFF.

20/6/11 Bangalore 3547 8

Date of Receipt 19-6-11

SUBJECT File No. 81/9/0

(6)

I. A. F. Z. 10.
Gratis – Department
Payment—Corps

37

No. 3/00

Office of the Asst. Comdg. Royal Engineer

Station Bangalore, *Date* 16th June 1911.

FROM,

The Asst. Comdg. Royal Engineer,

Bangalore.

To

THE First Assistant to the Hon'ble the
Resident
in Mysore,

Bangalore

Sir,

I have the honour to forward copy of letter No.1485-M.W.S., of 26th. April 1911 from the Commanding Royal Engineer 9th. Division to the General Officer Commanding Troops Bangalore. In regard to para 2 thereof, will you please let me know, for the information of the General Officer Commanding, whether any land can be placed at the disposal of the Bible and Tract Societies for a less value than Rs 10,000/-.

I have the honour to be,

Sir,

Your obedient servant,

Lt.Colonel, R.E.,
A.C.R.E., Bangalore,
D.R.V. 15-6-11.

Short endorsement suggested for approval.

A.S.
20/6/11

MBD
21/6.

ENCLOSURE:- One copy.

(5) 37/a

Copy of a letter No.1485-M.W.S. of 26th. April 1911, from the Commanding Royal Engineer, 9th. Division, to the General Officer Commanding Troops, Bangalore.

Office of A.C.R.E., Bangalore.

With reference to your No.2015-M.W.S., of 21st. April 1911, reporting that the Bible and Tract Society claims Rs 10,000/- more for their building on account of no suitable site being available on land in Military occupation, I have the honour to enquire whether any actual site has been fixed on by the Bible and Tract Society for their new premises.

2. It might be possible to obtain for them a site on Government Land, through the Hon'ble the Resident at a less cost than Rs 10,000/- or such land might be leased to them and the ground rent capitalized, a proceeding which would probably cost Government much less than Rs 10,000/-.

"True copy",

S.A.V. Machado
Head Clerk,
A.C.R.E's Office, Bangalore.
D.R.V. 15-6-11.

(3)

I. A. F. Z2010.
Gratis – Departments.
Payment—Corps.

39

SUBJECT

No. 3345

417

Office of the Asst. Comdg. Royal Engineer,

Station Bangalore, *Date* 1st July ~~June~~ 1911.

5/7/11
OFFICE,
FROM
3851
of Receipt 4/7/11
To

The Asst. Comdg. Royal Engineer,

Bangalore.

THE First Assistant to the Hon'ble the Resident

in Mysore,

Bangalore.

Sir,

I have the honour to return herewith as requested the printed compilation forwarded with your No.3651 of 21st. June 1911.

S.36

+ Please file 2/4/12

Maybe filed

I have the honour to be,

Sir,

Your obedient servant,

A.M. Reynolds

Lt.Colonel,R.E.,
A.C.R.E., Bangalore.
D.R.V. 30-6-11.

5.7.11

ENCLO:- One.

Assistant Commanding Royal Engineer's Office,

BANGALORE BRIGADE.

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OFFICE NOTE.

No. 3385 dated 4th July 1911.

S.A.D.

Sd.3/ In continuation of this office No.3100 of 16th.June 1911 at the meeting at the Residency this morning the question of a site on Government Land for the Bible & Tract Societies new Depots was talked over. As I understand the case it was decided that the Collector was to definitely offer the Bible & Tract Societies a site on the Blackpalli Maidan facing Hospital Road, mentioning the fact that this end of Hospital Road is likely to become a more frequented thoroughfare when the Municipal scheme for closing New Market Road matures.

2. If they refuse this offer definitely then their premises and land will be valued by the Collector for acquisition under the Land Acquisition Act. If the Act allows for land of equal value elsewhere to be handed over to the vendors in exchange, that such a site will be offered to them and if the Societies refuse to accept it ~~that~~ then no claim for a money payment for the land will, be considered. If the Act does not allow of this, then that the money value of their present site will be paid if sanctioned.

N.B. The question of the exchange or payment must be referred for sanction to the Government of India before any further action can be taken.

A.M.Reynolds

Lt.Colonel,R.E.,
A.C.R.E., Bangalore.
D.R.V 4-7-11.

B.T.

S. G. P. I. No.—3 A. C. R. E. Bangalore.—31-1-11.—2000.